  
Councilmember Vincent C. Gray

**AMENDMENT #1**

**IN THE COUNCIL OF THE DISTRICT OF COLUMBIA**

Date: March 17, 2020

Offered By: Councilmember Vincent C. Gray

Title: COVID-19 Response Emergency Amendment Act of 2020

Version: ☒ Introduced  
☐ Draft Committee Print  
☐ Committee Print  
☐ First Reading  
☐ Amended First Reading  
☐ Engrossed  
☐ Enrolled  
☐ AINS

**A new section 314 is added to read as follows:**

Sec. 314. United Medical Center.

Section 5115(l)(1) of the Not-For-Profit Hospital Corporation Establishment Amendment Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official Code § 44-951.04), is amended as follows:

(1) Subparagraph (A) is amended by striking the word “less;” and inserting the phrase “less; or” in its place.

(2) Strike subparagraph (B) in its entirety.

(3) Existing subparagraph (C) is redesignated as subparagraph (B).

Rationale: This amendment removes the Fiscal Management Board trigger for the Not-for-Profit Hospital Corporation, known as United Medical Center for Fiscal Year 2020. United Medical Center may need additional resources to appropriately respond to COVID-19, and a

supplemental appropriation for COVID-19 response funding could inadvertently trigger the Fiscal Management Board if the District's subsidy exceeds \$22.14 million in Fiscal Year 2020. While, this amendment strikes the triggering language, it does not require the Mayor to appropriate any additional funds to UMC beyond what is currently budgeted.



**OFFICE OF THE GENERAL COUNSEL**

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**MEMORANDUM**

**TO:** Councilmember Vincent C. Gray

**FROM:** Nicole L. Streeter, General Counsel

**DATE:** March 17, 2020

**RE:** Legal Sufficiency Determination for Amendment #1 to Bill 23-718, the COVID-19 Response Emergency Amendment Act of 2020 and Bill 23-\_\_\_\_, Response Temporary Amendment Act of 2020

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The measure is legally and technically sufficient for Council consideration.

This amendment adds a new section 314 to the legislation. The existing provision removes the Board of Directors for the Not-for-Profit Hospital Corporation, known as United Medical Center, if during Fiscal Year 2020 an annual subsidy of more than \$22.14 million is required. This amendment removes that provision.

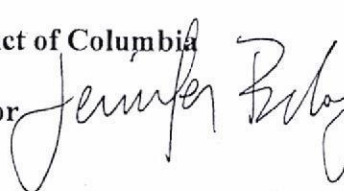
I am available if you have any questions.

**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**Office of the Budget Director**



**FISCAL IMPACT STATEMENT**

**TO:** The Honorable Phil Mendelson  
Chairman, Council of the District of Columbia

**FROM:** Jennifer Budoff, Budget Director 

**DATE:** March 17, 2020

**SHORT TITLE:** COVID-19 Response Emergency Amendment Act of 2020

**TYPE:** Amendment #1 and Amendment #2

**REQUESTED BY:** Councilmember Vincent C. Gray

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**Conclusion**

There are no costs to the District's FY20 budget and financial plan to implement these amendments.

- Amendment 1 removes the Fiscal Management Board trigger for the Not-for-Profit Hospital Corporation, also known as United Medical Center (UMC). There are no costs associated with removing this trigger as it does not require the Mayor to appropriate any additional funds to UMC.
- Amendment 2 establishes a COVID-19 Emergency Public Health Protection Program, which authorizes the Mayor to provide grants and additional resources to healthcare providers for services associated with preparing for, and treating residents afflicted by COVID-19. While this amendment authorizes the creation of this program for up to \$25 million, it does not require funding. Accordingly, there are no costs associated with the authorization provided in this amendment. If the Mayor chooses to implement this program, the Mayor will need to utilize available resources to address any costs associated with this program.

**Background**

Current law requires the board of UMC to adopt a revised budget for FY2020 that is balanced with an operating subsidy from the District of \$22.14 million or less. If the subsidy exceeds that amount, a financial control board is triggered to takeover operations of UMC. Amendment 1 removes that triggering language for FY2020.



Amendment 2 adds a new section to the bill authorizing, but not requiring, the Mayor to issue grants to healthcare providers and provide supplemental appropriations to District agencies for the purposes of combating the COVID-19 virus. The amendment makes further conforming amendments if grants are issued under the authority of this new program.